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Telephone: (315) 233-8300

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Date: August 26, 2004

To: Examiner: Frankie L. Stinson
Art Unit: 1746

Fax No.: 703-872-9306

From: Stephen P. Burr

Subject: U.S. Application Ser. No. 09/937,943
Filed: October 2, 2001
Conf. No.: 8702
Title: LITHIUM SECONDARY BATTERY AND MANUFACTURING
METHOD THEREOF

Our Ref.: 791_165

You should receive 11 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

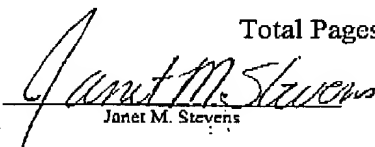
CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to 703/872-9306 at the Patent and Trademark Office on August 26, 2004:

| | |
|---|---------|
| ▪ Amendment Transmittal (1 page) (in duplicate) | 2 pages |
| ▪ Supplemental Amendment | 8 pages |
| ▪ This Facsimile Cover Sheet | 1 page |

Total Pages

11


Janet M. Stevens

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PATENT AMENDMENT TRANSMITTAL

(Provisions of 37 CFR 1.136 Apply)

| | | | |
|--------------------|--|---------------------|--------------------|
| Application Number | 09/937,943 | Filing Date | October 2, 2001 |
| Group Art Unit | 1746 | Examiner Name | Frankie L. Stinson |
| Confirmation No. | 8702 | Attorney Docket No. | 791_165 |
| Inventor(s) | Akio ENOMOTO, Kenji KAWAMURA, Kenshin KITO and Toshihiro YOSHIDA | | |
| Invention: | LITHIUM SECONDARY BATTERY AND MANUFACTURING METHOD THEREOF | | |

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

CLAIMS AS AMENDED

| (1) | (2) Claims Remaining After Amendment | (3) | (4) Highest Number Previously Paid | (5) No. of Extra Claims Present | (6) Rate (Large Entity) | (7) Additional Fee |
|--|--|-------|--|---------------------------------------|-------------------------------|--------------------------|
| TOTAL CLAIMS | 24 | MINUS | 29 | | \$18.00 | \$00.00 |
| INDEP. CLAIMS | 3 | MINUS | 4 | | \$86.00 | \$00.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | \$00.00 |

EXTENSION OF TERM

☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

☐ This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- ☐ One Month (37 CFR 1.17(a)(1)) \$110.00
- ☐ Two Month (37 CFR 1.17(a)(2)) \$420.00
- ☐ Three Month (37 CFR 1.17(a)(3)) \$950.00

TOTAL FEES DUE

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

FEE PAYMENT

- ☒ No additional fee is required. ☐ A check in the amount of \$_____ is enclosed.
- ☐ Charge Deposit Account 50-1446 in the amount of \$____. Enclosed is a duplicate copy of this sheet.
- ☒ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:

| | | | | | |
|-------------------|-----------------|-----------|-----------------|--------------|----------------|
| Name (Print Type) | Stephen P. Burr | Reg. No. | 32,970 | Customer No. | 025191 |
| | | Telephone | (315) 233-8300 | Facsimile | (315) 233-8320 |
| Signature | | Date | August 26, 2004 | | |

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Practitioner's Docket No.: 791_165

AUG 26 2004 **PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Akio ENOMOTO, Kenji KAWAMURA, Kenshin KITO and
Toshihiro YOSHIDA

Ser. No.: 09/937,943

Group Art Unit: 1746

Filed: October 2, 2001

Examiner: Frankie L. Stinson

Confirmation No.: 8702

For: LITHIUM SECONDARY BATTERY AND MANUFACTURING METHOD
THEREOF

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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I hereby certify that this paper is being facsimile transmitted to 703-
872-9806 in the Patent and Trademark Office on August 26, 2004.

Janet M. Stevens
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SUPPLEMENTAL AMENDMENT

Sir:

Further to the Amendment filed August 20, 2004 in response to the Office Action
mailed June 17, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of
this paper.

Remarks/Arguments begin on page 8 of this paper.